

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 11, Meade District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its **Assistant Manager**, by authority duly given.

Jan Pest  
MARSHALL County 08:30:20 AM  
Instrument No 1303412  
Date Recorded 04/21/2011  
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Pages Recorded 6  
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Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its Vice President, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 13 day of APRIL, 2011, by **William Gillenwater**, its Vice President, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

By: 

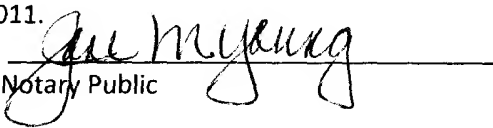
Its: Vice President

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.

(SEAL)

  
Notary Public

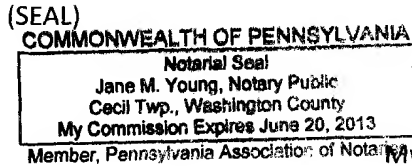
COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 29, 2015

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.



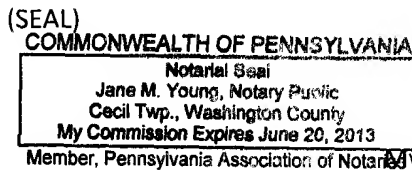
*Jane M. Young*  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.



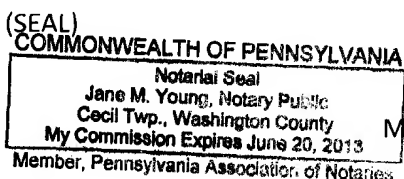
*Jane M. Young*  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.



*Jane M. Young*  
Notary Public

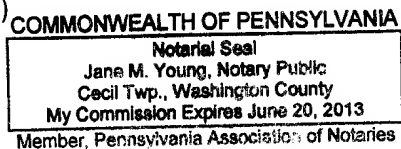
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.

(SEAL)



*Jane M. Young*  
Notary Public

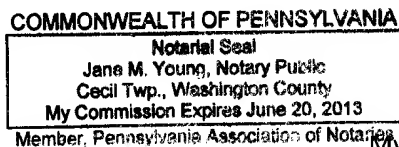
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 13 day of APRIL, 2011.

(SEAL)



*Jane M. Young*  
Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe &amp; Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

**EXHIBIT A - SURFACE TRACTS (McELROY MINE)**  
**Tax Map 11, Meade District, Marshall County, West Virginia**

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
11	2	Fox	Eleanor M.	RR 1 Box 163	Proctor	WV	26055	84.378 Fish Creek	DB 211/63
11	3	Whetzel	Rav A., Jr., et al	RR 1 Box 46	Glen Easton	WV	26039	33.33 Bowman & O&G	WB 57/700
11	4	Kimble	Floyd E.	3596 SR 39 BW	Dover	OH	44622	53 Lower Bowman	DB 506/547
11	5	Whetzel	Rav A., Jr., et al	RR 1 Box 46	Glen Easton	WV	26039	106.89 Bowman	WB 57/700
11	6	Bruner Land Company		PO Box 98	Byesville	OH	43723	10.69 Bowman	DB 631/301
11	6.1	Whetzel	Larry J. & Brenda J.	RD 1 Box 79	Glen Easton	WV	26039	30.24 A Bowman Ridge	DB 684/524
11	6.2	Kerns	William F. & Julie A.	RD 1 Box 78	Glen Easton	WV	26039	46.47 A Bowman Ridge & O&G	DB 635/622
11	7	Whetzel	Larry J. et ux	RR 1 Box 79	Glen Easton	WV	26039	100.67 Bowman & O&G	DB 440/588
11	8	Wnek	Alice E. & Pete A. III, Trustees	RR 1 Box 52	Glen Easton	WV	26039	35 Upper Bowman	DB 707/428
11	9	Whetzel	Michael A. & Amelia A.	RR 1 Box 78	Glen Easton	WV	26039	92 Bowman	DB 509/471
11	10	Clark	Robert L.	RR 5 Box 98	Moundsville	WV	26041	18 Bowman & O&G	DB 604/475
11	11	Kenneth M. & Delores McCardle Revocable Living Trust		RR 1 Box 49B	Glen Easton	WV	26039	109.95 Bowman & O&G	DB 682/178
11	12	Baker	Mary E., et al	RR 2 Box 144	Moundsville	WV	26041	162.88 A Bowman & O&G	DB 586/106
11	13	Whetzel	Michael A. & Amelia A.	RR 1 Box 78	Glen Easton	WV	26039	91.65 Lower Bowman	DB 569/84

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 13<sup>th</sup> day of April, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 21<sup>st</sup> day of April, 2011 at 8:30 o'clock A.M.

TESTE: Jan Pest Clerk.